

JFW

Atty. Docket No.: 8912/2015 PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

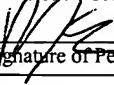
Application of: Seery, et al.
Serial No.: 10/781,581
Filed: February 18, 2004
Titled: Apoptosis-Related Kinase/GPCRs

Examiner: Kolker, D.
Group Art Unit: 1649
Conf. No.: 2809

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8a

I hereby certify that this correspondence (and any paper or fee referred to as being enclosed) is being deposited with the United States Post Office as First Class Mail on the date indicated below in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Mary Wilson
Name of Person Mailing


Signature of Person Mailing Paper

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

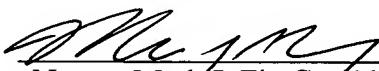
Enclosed for filing the above-identified patent application, please find the following documents:

1. Response to Restriction Requirement mailed December 20, 2005; and
2. Return Post Card.

The Commissioner for Patents is hereby authorized to charge any fees to Deposit Account No. 16-0085, Reference 8912/2015. A duplicate of this transmittal letter is enclosed for this purpose.

Respectfully submitted,

Date: January 20, 2006



Name: Mark J. Fitzgerald

Registration No.: 45,928

Customer No.: 29933

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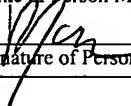
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RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

In response to the Restriction Requirement dated December 20, 2005, Applicants elect Group I (Claims 1-6) for prosecution on the merits. Applicants disagree with the basis of the Restriction; however, without admitting the propriety of the Restriction, and in the interest of furthering prosecution in a timely manner, applicants have elected Group I.

The Restriction Requirement also included a requirement for further restriction within all groups. That requirement states that Applicants must elect a single protein encoded by a gene presented in Table 1B for prosecution on the merits. Applicants again disagree with the basis for this Restriction; however, without admitting the propriety of the Restriction, applicants hereby elect inositol-1,4 5-triphosphate 3-kinase (ITPKC; Accession No. Y11999) for prosecution on the merits.

Serial No.: 10/781,581

This Response is being filed within 1 month from the Restriction Requirement mailed December 20, 2005, and no fee is believed to be due. However, should any fees be required to ensure consideration of this response, the Commissioner is authorized to charge Deposit Account 16-0085, Reference No. 208912/2015.

Respectfully submitted,

Date: January 20, 2006



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